

# Exhibit 44

ADAM KNOWLTON-YOUNG  
JOHN DOE vs TRUSTEES OF DARTMOUTH COLLEGE

March 06, 2020

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IN THE UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF NEW HAMPSHIRE

|                                |                  |
|--------------------------------|------------------|
| * * * * *                      | *                |
| JOHN DOE,                      | *                |
|                                | *                |
| Plaintiff,                     | *                |
|                                | *                |
| V.                             | Civil Action No. |
|                                | 1:19-cv-00109-SM |
|                                | *                |
| TRUSTEES OF DARTMOUTH COLLEGE, | *                |
|                                | *                |
|                                | *                |
| Defendant.                     | *                |
|                                | *                |
| * * * * *                      | *                |

DEPOSITION OF ADAM KNOWLTON-YOUNG

Deposition taken at the Hanover Inn, 2 East Wheelock  
Street, Hanover, New Hampshire, on Friday, March 6,  
2020, commencing at 11:05 a.m.

Court Reporter: Michele M. Allison, LCR, RPR, CRR  
NH LCR No. 93 (RSA 310-A:161-181)

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1 APPEARANCES:

2  
3 For the Plaintiff: (Via videoconference)  
4 Mark Anderson - pro se  
5 9007 W. Shorewood Drive, #542  
6 Mercer Island, WA 98040  
7 jd2018265@gmail.com

8 For the Defendant: DINSE  
9 By: Shapley Smith, Esq.  
10 209 Battery Street  
11 Burlington, VT 05402  
12 802-859-7026  
13 ssmith@dinse.com

14 -and-

15 (Via videoconference)  
16 WADLEIGH, STARR & PETERS, P.L.L.C.  
17 By: Christopher P. McGown, Esq.  
18 95 Market Street  
19 Manchester, NH 03101  
20 603-206-7215  
21 cmcgown@wadleighlaw.com

22 Also Present: Dana Scaduto, Esq.

23 STIPULATIONS

It is agreed that the deposition shall be taken in the first instance in stenotype and when transcribed may be used for all purposes for which depositions are competent under the Federal Rules of Civil Procedure.

Notice, filing, caption and all other formalities are waived. All objections, except as to form, are reserved and may be taken in court at time of trial.

It is further agreed that if the deposition is not signed within thirty (30) days after submission to counsel, the signature of the deponent is waived.

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I N D E X

WITNESS: Adam Knowlton-Young

| EXAMINATION:    | Page |
|-----------------|------|
| By Mr. Smith    | 4    |
| By Mr. Anderson | 29   |

EXHIBITS FOR IDENTIFICATION:

None

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1    though we certainly discuss it in the office, but it's  
2    just left to whoever's organizing the schedule. So I  
3    don't make those direct decisions. It's sort of the  
4    randomness of who's available when.

5           Q. Okay. Does a Judicial Affairs Office  
6    representative attend the committee on standards  
7    hearing?

8           A. Yes.

9           Q. What is the role of the JAO representative  
10   during that hearing?

11          A. Primary role is just to make sure that things  
12   go smoothly. So the hearing's recorded, so we make  
13   sure that that happens. We help move the responding  
14   student in and out of the -- you know, like from a  
15   waiting room and then just help shuttle people around,  
16   if there's any witnesses. If there's any questions  
17   about process that come up from the committee or  
18   potentially from the student or from the student's  
19   advisor, then we can be there to help answer those  
20   process questions.

21               And then once deliberations have started by  
22   the committee, then we -- after they determine  
23   responsibility or not, then after that has happened,

1 then we will provide some case precedent or previous  
2 disciplinary record that would be applicable. And  
3 that's pretty much it.

4 Q. But you don't vote on the decision as to  
5 whether responsibility has been found?

6 A. That's correct, we don't.

7 Q. And you don't vote on sanctions; is that  
8 correct?

9 A. That's correct.

10 Q. Who runs the committee on standards hearing?

11 A. Typically the hearing chair sort of  
12 facilitates, moderates that process. Certainly if  
13 they have questions for us we can chime in, but  
14 typically it's the chair. And they also don't vote.

15 Q. So who else at the Judicial Affairs Office  
16 other than you participates in the committee on  
17 standards hearings?

18 A. In the hearings themselves?

19 Q. Yes. You have -- you're one of the people  
20 who will staff those hearings, correct?

21 A. That's correct. It's typically either myself  
22 or the director.

23 Q. Okay. And that's Katharine Strong?

1 A. Katharine Strong, yeah.

2 Q. Anybody else who will staff those hearings?

3 A. Not staff it. We do have observers.

4 Sometimes if there's new committee members they might  
5 observe. It's possible a staff member might observe a  
6 hearing to get more familiar with what the process  
7 actually is, but they're not staffing it or  
8 responsible for anything.

9 Q. I just want to take you back to the  
10 allegation letter process. What is the process for  
11 drafting that allegation letter typically?

12 A. So yeah, typically the way it works is we've  
13 reviewed some kind of report, you know, like there --  
14 so we've reviewed a report of some kind and we're  
15 asking the basic question again is if the information  
16 were accurate would this rise to be a violation of the  
17 standards of conduct. And if the answer to that is  
18 yes, then as I said before, we'll determine if it  
19 should be heard at suspension level or administrative  
20 hearing level. And so we have different  
21 correspondence, different process for those two  
22 things.

23 So once we've assessed it should go through a

1 suspension level process, then we pull together what  
2 we call an allegation letter, just sort of stating  
3 what the allegations are and giving some notice about  
4 things. Then there's a statement of understanding  
5 document that is a part of -- piece of paperwork we  
6 provide that gives the student sort of their rights in  
7 the process and also asks for some information from  
8 them to respond to the information we've given them.

9 And then there's whatever the information or  
10 a report is. That can be a variety of things. And so  
11 we pull that together.

12 Q. Do you have a recollection when you first  
13 learned about Mark Anderson and a possible need to  
14 draft an allegation letter?

15 A. I don't remember -- I don't remember exactly.  
16 I remember generally a time frame of sometime in the  
17 late spring of that year, but I don't remember  
18 specifically.

19 Q. And do you have a recollection of whether you  
20 drafted an initial allegation letter directed to Mark  
21 Anderson?

22 A. I have subsequently seen an allegation letter  
23 that has my name on it and yes, I remember that being



1 Q. Were you involved after the reviewing officer  
2 stated that Mark Anderson should have a new hearing?

3 A. I remember hearing that decision and I  
4 remember some planning, starting to plan of when a new  
5 hearing would happen, but I don't recall -- I don't  
6 recall specifically for this case. My memory is about  
7 what our normal procedure is, and so I don't recall  
8 specifically how we started to prep once that decision  
9 was given.

10 Q. Are you -- do you know whether you drafted  
11 the allegation letter that went out after the  
12 reviewing officer had made her decision?

13 A. I don't actually recall. I wouldn't be -- I  
14 don't recall.

15 Q. Well, why don't we approach it this way:  
16 What do you recall with regard to when your  
17 involvement in this second hearing occurred?

18 A. So my recollection is, is certainly I  
19 remember getting the decision and doing some planning  
20 around it through the fall term around trying to  
21 figure out when it would happen and those kinds of  
22 logistics that we're all involved in.

23 I remember picking up more formally, I

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1 believe it was the end of November if I remember  
2 right, but sometime in November picking up the case  
3 more formally and understanding that I would be the  
4 one to sit in. Given that Katherine had already sat  
5 in on the September one, it wouldn't make sense for  
6 her to sit in on the second one so that there would be  
7 someone fresh there.

8           So I remember picking that up and  
9 understanding I would sort of be the one in the office  
10 to usher this one through.

11           Q. What was your role as of November of 2020  
12 [sic] with regard to making sure that case packet was  
13 developed and committee on standards process would be  
14 followed?

15           A. I think you said November 2020. I assume you  
16 mean --

17           Q. I mean 2017.

18           A. -- 2017?

19           Q. Yeah.

20           A. Yeah, so at that point similarly as described  
21 earlier in broad terms, I -- and I recall talking with  
22 Mark several times, I don't remember details of  
23 conversations but fielding questions broadly about the